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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/772,796	02/04/2004	Brian M. Blount	6305-67417-01	5238
24197	7590	08/28/2008		EXAMINER
KLARQUIST SPARKMAN, LLP				GILBERT, WILLIAM V
121 SW SALMON STREET				
SUITE 1600			ART UNIT	PAPER NUMBER
PORLAND, OR 97204			3635	
				MAIL DATE
				08/28/2008
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
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10/772796

02/04/04

Brian Blount

6305-67417-01

CONFIRMATION NO.

5238

KLARQUIST SPARKMAN, LLP
121 SW SALMON STREET
SUITE 1600
PORTLAND OR 97204

Date Mailed: August 28, 2008

NOTICE OF IMPROPER LETTER OF EXPRESS ABANDONMENT

The letter of express abandonment under 37 CFR 1.138 dated August 08, 2008, is improper for reason(s) indicated below:

1. The letter of express abandonment was not signed by a party authorized under 37 CFR 1.33(b)(1), (b)(3), or (b)(4). A registered practitioner, not of record, who acts in a representative capacity under 37 CFR 1.34 when filing a continuing application, may only expressly abandon the prior application as of the filing date granted to the continuing application. See 37 CFR 1.138(b).
2. The letter of express abandonment was not filed prior to the payment of the issue fee, and no petition under 37 CFR 1.313 was granted. If this application has not yet issued as a patent, applicant may wish to consider filing a petition under 37 CFR 1.313 to withdraw this application from issue.
3. The letter of express abandonment was not filed prior to the issuance of the patent.
4. The letter of express abandonment was not filed prior to the abandonment of the application. A notice of abandonment was mailed to the applicant on _____.

Inquiries regarding this communication should be directed to the Office of Data Management at (571) 272-4200.

Betty Powell

Patent Publication Branch
Office of Data Management